

1 AN ACT concerning public works contracts.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 1. Short title. This Act may be cited as the
5 Public Works Contract Change Order Act.

6 Section 5. Change orders; bidding. If a change order
7 for any public works contract (i) is entered into by a unit
8 of local government or school district, (ii) is not procured
9 in accordance with the Illinois Procurement Code and the
10 State Finance Act, and (iii) authorizes or necessitates any
11 increase in the contract price that is 50% or more of the
12 original contract price, then portion of the contract that is
13 covered by the change order must be resubmitted for bidding
14 in the same manner for which the original contract was bid.
15 Bidding for the portion of the contract covered by the change
16 order is subject to any requirements to employ females and
17 minorities on the public works project that existed at the
18 bidding for the original contract, together with any later
19 requirements imposed by law.

20 Section 10. Home rule. A home rule unit may not
21 regulate its public works contracts in a manner that is
22 inconsistent with this Act. This Section is a limitation of
23 home rule powers under subsection (i) of Section 6 of Article
24 VII of the Illinois Constitution.

25 Section 15. Mandates. This Act is exempt from the
26 reimbursement requirements of the State Mandates Act.

27 Section 90. The State Mandates Act is amended by adding
28 Section 8.27 as follows:

1 (30 ILCS 805/8.27 new)
2 Sec. 8.27. Exempt mandate. Notwithstanding Sections 6
3 and 8 of this Act, no reimbursement by the State is required
4 for the implementation of any mandate created by the Public
5 Works Contract Change Order Act.